


Entered on Docket

March 06, 2013

GLORIA L. FRANKLIN, CLERK  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIAUNITED STATES BANKRUPTCY COURT  
Northern District of CaliforniaI certify that this is a true, correct and full copy  
of the original document on file in my custody.Dated 3-6-13by Thomas E. Carlson

Deputy Clerk

Signed and Filed: March 5, 2013

  
 THOMAS E. CARLSON  
 U.S. Bankruptcy Judge

 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

 FILED  
 MAR X 8 2013
UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re

MARSHALL T. GLEASON,

Debtor.

MARSHALL T. GLEASON,

Plaintiff,

vs.

WORLD SAVINGS BANK, WACHOVIA  
MORTGAGE, WELLS FARGO BANK, N.A.,  
WELLS FARGO ASSET SECURITIES  
CORPORATION, WELLS FARGO MORTGAGE  
BACKED SECURITIES 2007-AR4 TRUST,  
HSBC BANK USA, N.A., and WELLS FARGO  
HOME MORTGAGE,

Defendants.

Case No. 12-32834 TEC

Chapter 7

Adv. Proc. No. 12-3152 TC



## ORDER RETURNING CASE TO DISTRICT COURT

On February 8, 2013, the court held a hearing on: (1) its order to show cause why this action should not be returned to the District Court; and (2) Wells Fargo's Rule 12(b)(6) motion to dismiss. Katherine D. Ray appeared for the Trustee. Chanel L. Oldham appeared for Defendant Wells Fargo Bank. Gemma V. Reyes appeared for Debtor. Upon due consideration, and for the reasons

ORDER RETURNING CASE  
TO DISTRICT COURT

- 1 -

1 stated on the record at the hearing, the court hereby orders as  
2 follows:

3 (1) The above-captioned action is returned to the United  
4 States District Court for the Northern District of California, from  
5 which it was "removed" by the Trustee. (Gleason v. World Sav.  
6 Bank, N.D. Cal., Case No. CV-12-03598-JST). The bankruptcy court  
7 lacks subject-matter jurisdiction over the action, because the  
8 action is no longer "related-to" the bankruptcy case following  
9 Trustee's abandonment of the claims asserted in the action, the  
10 action is not one that either arises under federal bankruptcy law  
11 or arises in the bankruptcy case, and this court has not been  
12 granted federal-question or diversity jurisdiction.

13 (2) This court does not decide Wells Fargo's motion to  
14 dismiss, and leaves that motion to be decided by the United States  
15 District Court for the Northern District of California.

16 \*\*END OF ORDER\*\*  
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ORDER RETURNING CASE  
TO DISTRICT COURT

- 2 -

Court Service List

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Foster City, CA 94404

Marshall T. Gleason  
P.O. Box 609  
Ridgefield, WA 98642

United States District Court  
The Honorable Jon S. Tigar  
450 Golden Gate Avenue  
Courtroom 9 - 19th Floor  
San Francisco, CA 94102

**Notice Recipients**

District/Off: 0971-3  
Case: 12-03152

User: awong  
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**Recipients of Notice of Electronic Filing:**

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TOTAL: 1

**Recipients submitted to the BNC (Bankruptcy Noticing Center):**

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dft	Wachovia Mortgage	301 South College Street	One Wachovia Center Suite 4000	Charlotte, NC 28282-0013
dft	Wells Fargo Bank, N.A.	Attn: Micaela D. Hayes, et al.	3476 Stateview Blvd.	Fort Mill, SC 29715
dft	Wells Fargo Asset Securities Corporation	c/o 2710 Gateway Drive, #150N	Sacramento, CA 95883	
dft	Wells Fargo Mortgage Backed Securities 2007-AR4 Trust	1021 Blossom Hill Road	San Jose, CA 95123	
dft	HSBC BANK USA, N.A.	c/o CT Corporation System	818 West Seventh Street	Los Angeles, CA 90017
dft	Wells Fargo Home Mortgage	1021 Blossom Hill Road	San Jose, CA 95123	
dft	Wells Fargo Bank, N.A.	4101 Wiseman Blvd.	T7416-023 San Antonio, TX 78251	
ust	Office of the U.S. Trustee / SF	Office of the U.S. Trustee	235 Pine St Suite 700	San Francisco, CA 94104 USA
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	United States District Court	The Honorable Jon S. Tigar	450 Golden Gate Avenue	Courtroom 9
	-19th Fl.	San Francisco, CA 94102		

TOTAL: 12